

TITLE 329 SOLID WASTE MANAGEMENT BOARD

IDEM'S Suggested Changes to New Rules and Amendments to Rules at 329 IAC 5 Concerning Environmental Impact Statements for Major State Actions

LSA Document #08-209

Revisions made by LSA under the Administrative Rules Drafting Manual (IC 4-22-8-4(a)(2)) and incorporated into the printed version published in the Indiana Register on June 17, 2009 (DIN: 20090617-IR-329080209PRA) have been made in the version of this rule presented to the board for final adoption. These changes are NOT listed in this list of suggested changes.

Page references are to the proposed rule as published in the Indiana Register.

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| Page 4 | 329 IAC 5-1-3(b)
Remove "law" and substitute " statute ". |
| Page 5 | 329 IAC 5-1-3(e)(1)(B)(i)
Remove "IDEM" and substitute " Indiana Department of
Environmental Management (IDEM) ". |
| Page 5 | 329 IAC 5-1-3(e)(3)
Remove subdivision (3). |
| Page 6 | 329 IAC 5-3-2
Remove 329 IAC 5-3-2. |
| Page 6 | 329 IAC 5-3-3
Redesignate 329 IAC 5-3-3 as 329 IAC 5-3-2.
In subdivision (a)(2), remove "the Environmental Policy Act" and
substitute " IC 13-12-4 ". |
| Page 6 | 329 IAC 5-3-4
Redesignate 329 IAC 5-3-4 as 329 IAC 5-3-3. |
| Page 7 | 329 IAC 5-3-5
Redesignate 329 IAC 5-3-5 as 329 IAC 5-3-4. |
| Page 7 | 329 IAC 5-3-6
Remove 329 IAC 5-3-6. |
| Page 7 | 329 IAC 5-3-7
Redesignate 329 IAC 5-3-7 as 329 IAC 5-3-5. |
| Page 8 | 329 IAC 5-3-8
Redesignate 329 IAC 5-3-8 as 329 IAC 5-3-6. |

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329 IAC 5-3-8 (continued)

Following ““Significantly affecting the quality of the human environment” means”, insert “, **in relation to a major state action,**”.

In subdivision (1), remove “In relation to a major state action,”.

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329 IAC 5-3-9

Redesignate 329 IAC 5-3-9 as 329 IAC 5-3-7.